



INDIANA OFFICE OF SMALL BUSINESS AND ENTREPRENEURSHIP

Jacob Schpok, Executive Director

August 25, 2014

Sarah Simpson, JD
Director of Legal Affairs, Licensing and Enforcement
Indiana Board of Animal Health
Discovery Hall, Suite 100
1202 East 38th Street
Indianapolis, IN 46205

Dear Ms. Crawford,

Pursuant to IC 4-22-2-28, the Indiana Office of Small Business and Entrepreneurship (“OSBE”) has reviewed the economic impact analysis for small business associated with rule changes contained in LSA Document 14-199 proposed by the Indiana Board of Animal Health (“BOAH”). The proposed rule amends 345 8-2-1.1 to update definitions and align certain definitions with the Grade A Pasteurized Milk Ordinance. Amends 345 IAC 8-2-2 to clarify requirements for manufacturing grade milk products plants. Amends 345 IAC 8-2-3 to clarify requirements for manufacturing grade dairy farms. Amends 345 IAC 8-2-3.5 to align milk transportation requirements with the Grade A Pasteurized Milk Ordinance. Amends 345 IAC 8-2-4 to clarify what may be stored in a milk sample carrying case. Amends 345 IAC 8-2-5 to update milk and milk product sediment standards. Amends 345 IAC 8-3-1 to update the incorporation by reference of the Grade A Pasteurized Milk Ordinance and other FDA regulations. Amends 345 IAC 8-3-2 to align Grade A milk production requirements with the Grade A Pasteurized Milk Ordinance. Amends 345 IAC 8-4-1 to conform drug residue penalty calculations with changes to state dairy law made in the 2014 session of the General Assembly.

The economic impact statement prepared by the BOAH indicates this rule does not increase compliance costs for regulated entities. Rather, by amending current requirements, it has the potential to lower compliance costs for permit holders. OSBE does not object to the economic impact to small business associated with the proposed rule. If you have any questions about the comments contained herein please contact me at 232.5679 or ombudsman@osbe.in.gov.

Regards,

Erik Scheub